

THURSDAY, JANUARY 12, 1989

FIRST LEGISLATIVE DAY

In accordance with Article II, Section 8 of the Constitution of the State of Tennessee, and pursuant to Senate Joint Resolution No. 4, the House of Representatives of the Ninety-Sixth General Assembly met in Regular Session at 9:00 a.m. and was called to order by Mr. Speaker Murray.

The proceedings were opened with prayer by Rev. Elijah McGhee, Gordon Memorial United Methodist Church, Nashville, Tennessee.

Representative Love led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present . . . . . 95

Representatives present were: Anderson, Armstrong, Bell, Bittle, Bivens, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Givens, Good, Gunnels, Halteman, Harriell, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 95.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under Rule No. 20:

The Speaker announced that Representative Bragg was excused because of illness.

The Speaker announced that Representative Garrett was excused because of a doctor's appointment.

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UNFINISHED BUSINESS

\*Senate Joint Resolution No. 0005 -- General Assembly, Adjournment, Recess -- Provides for recess of the General Assembly.

Rep. Naifeh moved that Senate Joint Resolution No. 5 be concurred in, which motion prevailed by the following vote:

Ayes. . . . .	96
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. McAfee moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 10 out of order, which motion prevailed.

\*House Joint Resolution No. 0010 -- Highways, Roads and Bridges -- Names portion of Corridor "J" the "Charles H. Coolidge - Medal of Honor Highway." by \*McAfee.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. McAfee, with the request that all members voting aye be added as sponsors, the resolution was adopted by the following vote:

Ayes. . . . .	96
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Bell,

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Bittle, Bivens, Buck, Burnett, Byrd, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

**RULES SUSPENDED**

Rep. Burnett moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 11 out of order, which motion prevailed.

**House Joint Resolution No. 0011** -- Memorials, Sports -- Honors 1988 General Assembly softball team. by \*Burnett.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Burnett, with the request that all members voting aye be added as sponsors, the resolution was adopted by the following vote:

Ayes. . . . .	96
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner (Hamilton), Turner, C.

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(Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

A motion to reconsider was tabled.

### RULES SUSPENDED

Rep. R. Jones moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 13 out of order, which motion prevailed.

**House Joint Resolution No. 0013 -- Holidays -- Urges observance of Martin Luther King, Jr. holiday on January 16, 1989, and on third Monday of January of each year. by \*Jones R, \*Turner L, \*Armstrong, \*Pruitt, \*Dixon, \*Jones U.**

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. R. Jones, the resolution was adopted by the following vote:

Ayes. . . . .	94
Noes. . . . .	0

Representatives voting aye were: Anderson, Armstrong, Bell, Bittle, Bivens, Buck, Burnett, Byrd, Cain, Callicott, Clark, Coffey, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stallings, Stamps, Starres, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 94.

A motion to reconsider was tabled.

### ANNOUNCEMENTS

#### APPOINTMENT OF STANDING COMMITTEES

The Speaker directed the Clerk to announce the appointment of the Standing Committees of the House of Representatives as follows:

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**AGRICULTURE**

**Representative Stallings, Chairman; DePriest, Vice chairman; Hobbs, Secretary; Representatives Gunnels, Hawkins, Jim Henry (Roane), Niceley, Ruth Robinson (Washington).**

**COMMERCE**

**Representative Rhinehart, Chairman; Bivens, Vice chairman; West, Secretary; Representatives Anderson, Byrd, Coffey, Copeland, Curlee, Gunnels, Hassell, Haun, Herron, Holt, Hubbard, Jackson, Rufus Jones (Shelby), Kisber, Calvin Moore (Lawrence), Naifeh, Napier, Nuber, Peroulas, Phillips, Severance, Shirley, Sipes, Brenda Turner (Hamilton), Webb, Wheeler.**

**CONSERVATION AND ENVIRONMENT**

**Representative Hillis, Chairman; Kernell, Vice chairman; Cross, Secretary; Representatives Callicott, Crain, Givens, Halteman, McAfee, McDaniel, Miller, Moody, U. A. Moore (Shelby), Pinion, Robb Robinson (Davidson), Severance, Stallings, Chris Turner (Shelby), Wix, Wolfe.**

**EDUCATION**

**Representative Davidson, Chairman; Winningham, Vice chairman; Larry Turner (Shelby), Secretary; Representatives Bell, Bivens, Byrd, Cain, Callicott, Coffey, R. E. Davis (Cocke), Dixon, Good, Halteman, Dwight Henry (Putnam), Hobbs, Ulysses Jones (Shelby), King, Odom, Peroulas, Pinion, C. B. Robinson (Hamilton), Stamps, Starnes, Whitson.**

**FINANCE, WAYS AND MEANS**

**Representative Bragg, Chairman; Clark, Vice chairman; Ridgeway, Secretary; Representatives Bell, Burnett, Chiles, Collier, Copeland, Davidson, Ray Davis (Gibson), Duer, Garrett, Head, Jim Henry (Roane), Hillis, Huskey, Rufus Jones (Shelby), Kent, Love, Calvin Moore (Lawrence), Naifeh, Rhinehart, C. B. Robinson (Hamilton), Scruggs, Webb, Whitson, Winningham, Wix, Wood, Yelton.**

**GENERAL WELFARE**

**Representative Starnes, Chairman; Dixon, Vice chairman; Pruitt, Secretary; Representatives Armstrong, Cain, Chiles, DeBerry, Duer, Gaia, Harrill, Holcomb, Jackson, McDaniel, Nuber, Odom, Purcell, Ruth Robinson (Washington), Sipes, Wheeler, Wolfe.**

**GOVERNMENT OPERATIONS**

**Representative King, Chairman; Ray Davis (Gibson), Vice chairman; Garrett, Secretary; Representatives DeBerry, Ellis, Haun, Dwight Henry (Putnam), Kernell, McAfee, U. A. Moore (Shelby), Scruggs.**

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**JUDICIARY**

**Representative Buck, Chairman; Chris Turner (Shelby), Vice chairman; Curlee, Secretary; Representatives Burnett, Clark, J. K. Davis (Knox), Holcomb, Moody, Purcell, Stamps, Brenda Turner (Hamilton), Ussery, Williams.**

**LABOR AND CONSUMER AFFAIRS**

**Representative Ellis, Chairman; Shirley, Vice chairman; Herron, Secretary; Representatives Bittle, Larry Turner (Shelby), Williams.**

**STATE AND LOCAL GOVERNMENT**

**Representative Miller, Chairman; Love, Vice chairman; Holt, Secretary; Representatives Cross, J. K. Davis (Knox), Gaia, Hubbard, Huskey, Ulysses Jones (Shelby), Kent, Kisber, Niceley, Phillips, Pruitt, West.**

**TRANSPORTATION**

**Representative Robb Robinson (Davidson), Chairman; Yelton, Vice chairman; Napier, Secretary; Representatives Anderson, Armstrong, Bittle, Bragg, Buck, Collier, Crain, R. E. Davis (Cocke), DePriest, Givens, Good, Harrill, Hassell, Hawkins, Head, Ridgeway, Ussery, Wood.**

**CALENDAR AND RULES**

**Representative Phillips, Chairman; Kisber, Vice chairman; Brenda Turner (Hamilton), Secretary.**

**INTRODUCTION OF RESOLUTIONS**

House Joint Resolutions Nos. 1 through 3 and House Joint Resolutions Nos. 6 and 7, earlier introduced and held on the Clerk's desk pending appointment of the appropriate standing committees, were referred as follows:

**House Joint Resolution No. 0001 -- Memorials, Condolence -- Expresses sorrow on death of Dr. R. D. Shepherd of Dunlap.**

Referred to the Calendar and Rules Committee.

**House Joint Resolution No. 0002 -- Memorials, Recognition and Thanks -- Recognizes tenth anniversary of Vanderbilt University -- Veterans Administration Internship in professional psychology.**

Referred to the Calendar and Rules Committee.

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**House Joint Resolution No. 0003** -- Memorials, Sports -- Congratulates Lindsey Nelson on outstanding career in sports journalism.

Referred to the Calendar and Rules Committee.

**\*House Joint Resolution No. 0006** -- Constitutional Amendments -- Restructures state taxes; provides for state and local income and sales and use taxes; exemptions.

Referred to the Judiciary Committee.

**\*House Joint Resolution No. 0007** -- Constitutional Amendments -- Restructures state taxes; provides for state and local income and sales and use taxes.

Referred to the Judiciary Committee.

The following resolutions were introduced:

**House Resolution No. 0001** -- Memorials, Government Officials -- Urges Nashville/Davidson County Metro Council to study and implement recycling for solid waste management. by \*Love

Referred to the State and Local Government Committee

**House Joint Resolution No. 0008** -- Memorials, Professional Achievement -- Honors Don Baker on being chosen Tennessee Airport Manager of the Year. by \*Huskey, \*Davis R E.

The Speaker referred House Joint Resolution No. 8 to the Calendar and Rules Committee.

**RESOLUTIONS LYING OVER**

**Senate Joint Resolution No. 0020** -- General Assembly, Statement of Intent Or Position -- Submits for adoption report of joint committee reviewing current audit of comptroller and treasurer.

Senate Joint Resolution No. 20 was held on Clerk's desk.

**INTRODUCTION OF BILLS**

**\*House Bill No. 0027** -- Sunset Laws -- Extends termination date of Clover Bottom development center, board of trustees. Amends TCA, Title 4, Ch. 29; Title 33, Ch. 2. by \*King.

Passed first consideration.

**\*House Bill No. 0028** -- Sunset Laws -- Extends termination date of department of education. Amends TCA, Title 2, Ch. 19; Title 3,

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Ch. 15; Title 4, Chs. 3, 11, 12, 29; Title 5, Chs. 12, 21; Title 6, Ch. 21; Title 8, Chs. 23, 27, 30, 34, 36, 50; Title 10, Chs. 1, 2, 7; Title 11, Chs. 21, 24; Title 24, Ch. 1; Title 37, Chs. 1, 3; Title 39, Ch. 6; Title 41, Chs. 5, 21; Title 49; Title 50, Ch. 6; Title 54, Ch. 5; Title 55, Ch. 7; Title 63, Chs. 11, 17; Title 67, Ch. 4; Title 68, Ch. 12. by \*King.

Passed first consideration.

**\*House Bill No. 0029 -- Sunset Laws --** Extends termination date of department of general services. Amends TCA, Title 4, Chs. 3, 8, 12, 25, 28, 29; Title 8, Ch. 22; Title 10, Ch. 7; Title 12, Chs. 2--5, 7; Title 16, Ch. 22; Title 33, Ch. 2; Title 39, Ch. 1; Title 53, Ch. 11; Title 55, Ch. 5; Title 57, Ch. 5; Title 62, Ch. 6; Title 64, Ch. 2; Title 67, Ch. 4; Title 71, Ch. 4. by \*King.

Passed first consideration.

**\*House Bill No. 0030 -- Sunset Laws --** Extends termination date of the department of mental health and mental retardation, board of trustees. Amends TCA, Title 4, Ch. 29; Title 33, Chs. 1, 2. by \*King.

Passed first consideration.

**\*House Bill No. 0031 -- Sunset Laws --** Extends termination date of department of mental health and mental retardation. Amends TCA, Title 4, Chs. 3, 29; Title 8, Ch. 4; Title 33; Title 34, Ch. 4; Title 36, Ch. 3; Title 37, Ch. 1; Title 40, Ch. 35; Title 41, Ch. 21; Title 49, Chs. 5, 11; Title 53, Ch. 11; Title 55, Ch. 7; Title 56, Ch. 7; Title 57, Chs. 3, 5; Title 63, Ch. 13; Title 68, Chs. 5, 11; Title 71, Ch. 6. by \*King.

Passed first consideration.

**\*House Bill No. 0032 -- Sunset Laws --** Extends termination date of Greene Valley developmental center, board of trustees. Amends TCA, Title 4, Ch. 29; Title 33, Ch. 2. by \*King.

Passed first consideration.

**\*House Bill No. 0033 -- Sunset Laws --** Terminates the education council. Amends TCA, Title 4, Ch. 29. Repeals TCA, Title 49, Ch. 12, Pt. 202. by \*King.

Passed first consideration.

**\*House Bill No. 0034 -- Sunset Laws --** Extends termination date of Great Smoky Mountains park commission. Amends TCA, Title 4, Ch. 29; Title 11, Chs. 18, 19. by \*King.

Passed first consideration.



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**\*House Bill No. 0035 -- Administrative Procedure --** Extends certain agency rules scheduled to expire pursuant to Uniform Administrative Procedures Act. Amends TCA, Title 4, Ch. 5. by \*King.

Passed first consideration.

**\*House Bill No. 0036 -- Sunset Laws --** Extends termination date of human rights commission; requires annual report to general assembly. Amends TCA, Title 4, Chs. 5, 21, 29; Title 8, Chs. 23, 44, 50. by \*King.

Passed first consideration.

**\*House Bill No. 0037 -- Sunset Laws --** Extends termination date of advisory board of vocational training centers; transfers powers and duties to department of human services. Amends TCA, Title 4, Ch. 29; Title 49, Ch. 11. by \*King.

Passed first consideration.

**\*House Bill No. 0038 -- Sunset Laws --** Extends termination date of OSHA labor advisory council. Amends TCA, Title 4, Ch. 29; Title 50, Ch. 3. by \*King.

Passed first consideration.

**\*House Bill No. 0039 -- Sunset Laws --** Extends termination date of department of correction. Amends TCA, Title 3, Ch. 15; Title 4; Title 7, Ch. 51; Title 8, Ch. 7; Title 9, Ch. 6; Title 10, Ch. 7; Title 16, Ch. 1; Title 33, Chs. 3, 6, 7; Title 37, Chs. 1--4; Title 38, Ch. 6; Title 39, Chs. 5, 6; Titles 40, 41; Title 49, Ch. 4; Title 67, Ch. 4; Title 68, Ch. 11. by \*King.

Passed first consideration.

**\*House Bill No. 0040 -- Sunset Laws --** Extends termination date of Tennessee tollway authority. Amends TCA, Title 4, Ch. 29; Title 54, Chs. 2, 5, 15. by \*King.

Passed first consideration.

**\*House Bill No. 0041 -- Sunset Laws --** Extends termination date of wildlife resources commission. Amends TCA, Title 4, Chs. 3, 29; Title 8, Ch. 36; Title 11, Ch. 14; Title 62, Ch. 26; Title 69, Ch. 10; Title 70. by \*King.

Passed first consideration.

**\*House Bill No. 0042 -- Sunset Laws --** Extends termination date of department of tourist development. Amends TCA, Title 4, Chs. 3,

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4, 29; Title 8, Ch. 23; Title 11, Ch. 19; Title 49, Ch. 50; Title 54, Ch. 17. by \*King.

Passed first consideration.

**\*House Bill No. 0043** -- Sunset Laws -- Extends termination date of board of paroles. Amends TCA, Title 4, Chs. 3, 5, 29; Title 8, Ch. 7; Title 38, Ch. 6; Title 39, Ch. 3; Title 40; Title 41, Ch. 1. by \*King.

Passed first consideration.

**\*House Bill No. 0044** -- Sunset Laws -- Terminates the educational television advisory committees. Amends TCA, Title 4, Ch. 29. Repeals TCA, Title 49, Ch. 50, Pt. 3. by \*King.

Passed first consideration.

**House Bill No. 0045** -- Medicare and Medicaid -- Includes speech therapy and occupational therapy as a covered medical service under Medicaid. Amends TCA, Title 71, Ch. 5, Pt. 1. by \*King.

Passed first consideration.

**House Bill No. 0046** -- Workers' Compensation -- Authorizes employee to select a physician or surgeon not designated by employer in certain circumstances. Amends TCA, Title 50, Ch. 6. by \*King.

Passed first consideration.

**House Bill No. 0047** -- Private Investigators -- Allows convicted felon to obtain private investigator license under certain circumstances. Amends TCA, Title 62, Ch. 26. by \*King.

Passed first consideration.

**House Bill No. 0048** -- Appropriations -- Makes appropriation and directs preplanning of football field and stadium. by \*King.

Passed first consideration.

**House Bill No. 0049** -- Education -- Makes kindergarten attendance a prerequisite for entrance into the first grade in public schools. Amends TCA 49-6-201, 49-6-301. by \*King.

Passed first consideration.

**House Bill No. 0050** -- Nuclear Materials, Transportation and Safety -- Provides for licensing and regulation of transportation of spent nuclear fuel. Amends TCA, Title 65, Ch. 15. by \*King.

Passed first consideration.

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**House Bill No. 0051** -- Loan Companies -- Permits local governments to regulate hours of pawnbrokers. Amends TCA, Title 45, Ch. 6, Pt. 2. by \*Head, \*Ussery.

Passed first consideration.

**House Bill No. 0052** -- Springfield -- Restates charter. Amends Chapter 127, Private Acts of 1927, as amended. by \*Davidson.

Passed first consideration.

**\*House Bill No. 0053** -- Veterans -- Removes requirement that Tennessee veterans' homes be subject to certificate of need process. Amends TCA, Title 58, Ch. 7; Title 68, Ch. 11, Pt. 1. by \*Hillis, \*Miller, \*Starnes, \*Yelton, \*Moody, \*Hobbs, \*Ellis, \*Ussery, \*Bell, \*Bivens, \*Moore U A, \*Robinson Robb.

Passed first consideration.

**\*House Bill No. 0054** -- Adoption -- Permits commissioner of health and environment to respond to and appeal requests for disclosure of adoption information. by \*Jones R.

Passed first consideration.

**\*House Bill No. 0055** -- Business and Commerce -- Provides for contract set-asides for disadvantaged businesses. Amends TCA, Title 49, Chs. 3, 7. Repeals TCA 49-8-114. by \*Jones R.

Passed first consideration.

**\*House Bill No. 0056** -- Election Laws -- Alters deadline for candidate to withdraw from primary and general elections; changes requirements pertaining to submission of lists of poll watchers. Amends TCA, Title 2. by \*Jones R.

Passed first consideration.

**House Bill No. 0057** -- Utilities, Utility Districts -- Reduces time period in which utility districts, municipalities or electric companies may assess and collect certain billing errors for kilowatt usage. Amends TCA, Title 7. by \*Holt.

Passed first consideration.

**\*House Bill No. 0058** -- Budget Procedures -- Excludes certain counties from application of the County Budget Law of 1990. Amends TCA, Title 5, Ch. 22. by \*Holt.

Passed first consideration.

**House Bill No. 0059** -- District Attorneys -- Allows district attorney general of 29th judicial district to convert one full time

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assistant position into two part time assistant positions. Amends TCA 16-2-506. by \*Holt.

Passed first consideration.

**House Bill No. 0060** -- Zoning -- Revises notice period for certain zoning hearings. Amends TCA 13-7-105. by \*Holt.

Passed first consideration.

**House Bill No. 0061** -- Public Records -- Authorizes destruction of general sessions court records which have been microfilmed or photographed after three year retention period. Amends TCA 10-7-404. by \*Dixon.

Passed first consideration.

**House Bill No. 0062** -- Fees -- Increases sheriff's fee for waiting on grand jury in certain counties. Amends TCA 8-21-901. by \*Kisber.

Passed first consideration.

**\*House Bill No. 0063** -- Landlord and Tenant -- Requires lease to state that landlord is not responsible for insurance on tenant's personal property. Amends TCA 66-28-201. by \*Love.

Passed first consideration.

**\*House Bill No. 0064** -- Taxes, Alcoholic Beverages -- Establishes tax on sale of low alcohol distilled spirits products. Amends TCA 57-3-302. by \*Rhinehart.

Passed first consideration.

**\*House Bill No. 0065** -- Education -- Places a cap on total local contributions from LEA's under Tennessee Education Finance Law of 1977. Amends TCA, Title 49, Ch. 3, Pt. 3. by \*Rhinehart.

Passed first consideration.

**\*House Bill No. 0066** -- District Attorneys -- Creates position of district attorney general for the 31st judicial district; transfers existing assistant district attorney and criminal investigator positions. Amends TCA 16-2-506. by \*Rhinehart.

Passed first consideration.

**HOUSE BILLS ON SECOND CONSIDERATION**

House Bills Nos. 1 through 7, House Bills Nos. 9 through 13, and House Bill No. 15, which earlier passed second consideration and

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were held on the Clerk's desk pending appointment of the appropriate standing committees, were referred as follows:

**\*House Bill No. 0001 -- Taxes, Excise -- Referred to the Agriculture Committee.**

**\*House Bill No. 0002 -- Utilities, Utility Districts -- Referred to the State and Local Government Committee.**

**\*House Bill No. 0003 -- State Employees -- Referred to the Labor and Consumer Affairs Committee.**

**\*House Bill No. 0004 -- Alcoholic Beverages -- Referred to the State and Local Government Committee.**

**\*House Bill No. 0005 -- Economic and Community Development -- Referred to the State and Local Government Committee.**

**\*House Bill No. 0006 -- Welfare -- Referred to the General Welfare Committee.**

**\*House Bill No. 0007 -- Motor Vehicles -- Referred to the Transportation Committee.**

**\*House Bill No. 0009 -- Election Laws -- Referred to the State and Local Government Committee.**

**House Bill No. 0010 -- Hospitals and Health Care Facilities -- Referred to the Finance, Ways and Means Committee.**

**\*House Bill No. 0011 -- Taxes, Income -- Referred to the Finance, Ways and Means Committee.**

**House Bill No. 0012 -- Statutes -- Referred to the Judiciary Committee.**

**\*House Bill No. 0013 -- Hospitals and Health Care Facilities -- Referred to the General Welfare Committee.**

**\*House Bill No. 0015 -- Game and Fish Laws -- Referred to the Conservation and Environment Committee.**

House Bills Nos. 18 through 26 passed second consideration and were referred as follows:

**\*House Bill No. 0018 -- Highways, Roads and Bridges -- Passed second consideration and referred to the Transportation Committee.**

**\*House Bill No. 0019 -- Highways, Roads and Bridges -- Passed second consideration and referred to the Transportation Committee.**

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**\*House Bill No. 0020 -- County Officers --** Passed second consideration and referred to the State and Local Government Committee.

**\*House Bill No. 0021 -- Water Pollution --** Passed second consideration and referred to the Conservation and Environment Committee.

**\*House Bill No. 0022 -- Election Laws --** Passed second consideration referred to the State and Local Government Committee.

**\*House Bill No. 0023 -- Highways, Roads and Bridges --** Passed second consideration and referred to the Transportation Committee.

**House Bill No. 0024 -- County Government --** Passed second consideration and referred to the State and Local Government Committee.

**House Bill No. 0025 -- Veterans --** Passed second consideration and referred to the General Welfare Committee.

**\*House Bill No. 0026 -- Apportionment, Legislative --** Passed second consideration and referred to the State and Local Government Committee.

**ENGROSSED BILLS  
JANUARY 12, 1989**

**MR. SPEAKER:** Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Joint Resolution(s) No(s). 10, 11 and 13; and find same correctly engrossed and ready for transmission to the Senate.

**BETTY KAY FRANCIS,**  
Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE  
JANUARY 12, 1989**

**MR. SPEAKER:** I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 5; for the signature of the Speaker.

**CLYDE W. McCULLOUGH, JR.,**  
Chief Clerk.

**ROLL CALL**

The roll call was taken with the following results:

**THURSDAY, JANUARY 12, 1989--FIRST LEGISLATIVE DAY**

**Present . . . . . 96**

Representatives present were:: Anderson, Armstrong, Bell, Bittle, Bivens, Buck, Burnett, Byrd, Cain, Callicott, Chiles, Clark, Coffey, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dixon, Duer, Ellis, Gaia, Givens, Good, Gunnels, Halteman, Harrill, Hassell, Haun, Hawkins, Head, Henry (Putnam), Henry (Roane), Herron, Hillis, Hobbs, Holcomb, Holt, Hubbard, Huskey, Jackson, Jones, R. (Shelby), Jones, U. (Shelby), Kent, Kernell, King, Kisber, Love, McAfee, McDaniel, Miller, Moody, Moore (Lawrence), Moore (Shelby), Naifeh, Napier, Niceley, Nuber, Odom, Peroulas, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Sipes, Stallings, Stamps, Starnes, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Yelton, Mr. Speaker Murray -- 96.

**RECESS MOTION**

Representative Naifeh moved that pursuant to House Joint Resolution No. 5, the House recess to meet with the Senate in Joint Convention for the purpose of hearing the State-of-the-State Address of the Governor; and further moved that, pursuant to Senate Joint Resolution No. 5, at the conclusion of the Joint Convention, the House adjourn until 5:00 p.m., Monday, January 30, 1989.

**PRESENT IN CHAMBER**

Representative Robinson (Hamilton) was recorded as being present in the Chamber.